

DECLARATION AND POWER OF ATTORNEY

Docket No.: TH015USU

As below-named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name;

I believe that I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

PROTECTIVE SLEEVE FOR EYEGLASSES

the specification of which is attached hereto.

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations Sec. 1.56(a) which states as follows:

"(a) A duty of candor, and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material where there is substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application;"

and, I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations Sec. 1.63(d).

I hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

NONE

(Number)	(Country)	(Day/Mon/Yr Filed)	Yes	No
(Number)	(Country)	(Day/Mon/Yr Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claim(s) of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

NONE

(Appln. S/N)	(Filing Date)	(patented, pending etc.)
(Appln. S/N)	(Filing Date)	(patented, pending etc.)

Full name of inventor: Lynn Spitzer

Inventor's signature  Date Jan 25, 2004
Citizen: USA
Residence: Colonia, New Jersey
Post Office Address: 83 Fordham Place
Colonia, New Jersey 07067

POWER OF ATTORNEY

As named inventor, I hereby appoint the following attorneys to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith:

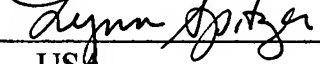
Gregory J. Battersby, Esq.	Reg. No. 26,703
Charles W. Grimes, Esq.	Reg. No. 27,791
James G. Coplit, Esq.	Reg. No. 40,571

Send all correspondence and direct all telephone calls to:

Gregory J. Battersby, Esq.
GRIMES & BATTERSBY, LLP
488 Main Avenue, Third Floor
Norwalk, Connecticut 06851
(203) 849-8300

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of inventor: Lynn Spitzer

Inventor's signature  Date Jan 25, 2004
Citizen: USA
Residence: Colonia, New Jersey
Post Office Address: 83 Fordham Place
Colonia, New Jersey 07067

Applicant(s): Lynn Spitzer
Serial or Patent No.: TBA Docket No.: TH015USU
Filed or Issued: TBA
For: PROTECTIVE SLEEVE FOR EYEGLASSES

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9 (f) and 1.27 (b) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9 (c) for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled PROTECTIVE SLEEVE FOR EYEGLASSES described in

☒ the specification filed herewith
☐ application serial no. _____, filed _____
☐ patent no. _____, issued _____

I have not assigned, granted, conveyed or licensed any am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9 (c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9 (e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

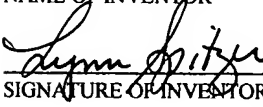
☒ no such person, concern, or organization
☐ persons, concern or organizations listed below*

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME _____
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NON PROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

<u>Lynn Spitzer</u>		
NAME OF INVENTOR	NAME OF INVENTOR	NAME OF INVENTOR
		
SIGNATURE OF INVENTOR	SIGNATURE OF INVENTOR	SIGNATURE OF INVENTOR
<u>Jan 25, 2004</u>		
DATE	DATE	DATE
<u>83 Fordham Place</u>		
<u>Colonia, New Jersey 07067</u>		
ADDRESS OF INVENTOR	ADDRESS OF INVENTOR	ADDRESS OF INVENTOR